

**REMARKS**

Claims 1-21 are pending in this application. In this Amendment, claims 1, 3, 5, 8, 11, 12, 14-16 and 18-21 have been amended. Care has been exercised to avoid the introduction of new matter. Adequate descriptive support for the present Amendment should be apparent throughout the originally filed disclosure as, for example, the depicted embodiments and related discussion thereof in the written description of the specification. Entry of the present Amendment, and favorable consideration, are respectfully solicited pursuant to the provisions of 37 C.F.R. §1.116.

**Claims 1-21 have been rejected under 35 U.S.C. §102(b) as being anticipated by Escobar et al.**

Despite the Amendment filed March 7, 2005, the Examiner maintained his position on the rejection of the claims. In response, Applicants stress that Escobar et al. does not disclose the claimed “editing effect name” which relates to an “effect data specifier specifying one of the plurality of effect data,” recited in independent claims 1, 11, 12, 16, 20 and 21, as amended. The “editing effect name” is used in “mapping data which represents correspondence between an editing effect name and an effect data specifier specifying one of the plurality of the effect data,” recited in the claims.

It is Applicants’ understanding of the Examiner’s position that the claimed editing effect name corresponds to the name of an object in Escobar’s interactive decision lists (IDL). Based on Applicants’ study of the reference, Escobar’s IDL uses the name of an object to specify a particular action to be taken.

As mentioned above, the “effect data specifier” is used to specify “one of the plurality of the effect data [specifying an editing effect],” as recited in the claims. Thus, what specifies

editing effect data is the “effect data specifier,” not the “editing effect name” in the claimed invention. A correspondence between an “editing effect name” and an “effect data specifier” is specified by the “mapping data” in the claims, but the “editing effect name” does not specify “one of the plurality of the effect data.” Based on the above, it is apparent for a person skilled in the art to understand that the name of an object in Escobar et al. corresponds to the claimed “effect data specifier specifying one of the plurality of the effect data,” but not the “editing effect name.” Therefore, Escobar et al. does not disclose the claimed “editing effect name,” recited in independent claims 1, 11, 12, 16, 20 and 21.

For independent claim 1, Applicants further submit that there are differences between the claimed invention and Escobar et al.

First, Escobar et al. does not disclose the claimed “editing management data memory that stores editing management data.” The editing management data is different from Escobar’s IDL in configuration because the editing management data uses the “editing effect name.”

Second, Escobar et al. does not disclose the claimed “effect setting memory that stores mapping data which represents correspondence between an editing effect name and an effect data specifier.” This “effect setting memory” is provided independently of the claimed “effect data memory that stores a plurality of effect data.” The effect data memory may be considered to correspond to the OBJECT bin of Escobar et al. Escobar et al. is silent on the “effect setting memory that stores mapping data which represents correspondence between an editing effect name and an effect data specifier.”

Third, Escobar et al. does not disclose the claimed “modification unit that enables a user to modify the mapping data stored in said effect setting memory” because as discussed above,

Escobar et al. is silent on the “mapping data” and “effect setting memory” (see also claims 11, 12 and 21).

Accordingly, Escobar et al. does not disclose a video editing apparatus, a video editing method, and a computer readable recording medium including all the limitations recited in independent claims 1, 11, 12, 16, 20 and 21, as amended. Applicants further noted that dependent claims 2-10, 13-15 and 17-19 are patentably distinguishable at least because they respectively include all the limitations recited in independent claims 1, 12 and 16. Applicants, therefore, respectfully solicit withdrawal of the rejection of the claims and favorable consideration thereof.

**Conclusion.**

It should, therefore, be apparent that the imposed rejections have been overcome and that all pending claims are in condition for immediate allowance. Favorable consideration is, therefore, respectfully solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper,

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including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

A handwritten signature in black ink, appearing to read "Tomoki Tanida", written over a horizontal line.

Tomoki Tanida

Recognition under 37 C.F.R. 10.9(b)

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 SAB:TT  
Facsimile: 202.756.8087

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